

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON**

PLAYTEX PRODUCTS INC.,

Plaintiff,

-vs-

Case No. C-1-02-391

PROCTER & GAMBLE CO.,

Defendant.

ORDER SETTING NEW BRIEFING AND TRIAL SCHEDULE

This matter was before the Court for a scheduling conference on April 28, 2005. As a result of that conference the Court would ORDER that the following briefing and trial schedule be set:

1. Supplemental expert reports regarding liability
in light of the Federal Circuit Court of Appeals
decision:

Defendant's:	<u>July 29, 2005</u>
Plaintiff's rebuttal:	<u>August 31, 2005</u>
2. Cut-off for fact discovery regarding damages: **September 30, 2005**
3. Cut-off for depositions of experts regarding liability: **September 30, 2005**
4. Exchange expert reports regarding liability: **October 31, 2005**
5. Cut-off for depositions of experts regarding damages: **December 15, 2005**
6. Motions not directed to the pleadings: **January 15, 2006**
7. Joint final pretrial order to be filed by: **June 7, 2006**

8. Final pretrial conference (in chambers):

June 13, 2006
at 3:30 p.m.

9. Jury trial:

July 17, 2006

DONE and ORDERED in Dayton, Ohio, this 4th day of May, 2005.

s/Thomas M. Rose

THOMAS M. ROSE, JUDGE
UNITED STATES DISTRICT COURT